

# The United States of America

To all to whom these presents shall come, Greeting:

## *Patent*

AA-12037, AA-12048,  
AA-12053, AA-12056

This patent is issued by the UNITED STATES, Department of the Interior, Bureau of Land Management, 222 West Seventh Avenue, #13, Anchorage, Alaska 99513-7504, as GRANTOR, to The Aleut Corporation, One Aleut Plaza, 4000 Old Seward Highway, Suite 300, Anchorage, Alaska 99503-6079, as GRANTEE, for lands in the Aleutian Islands Recording District.

### WHEREAS

The Aleut Corporation

is entitled to a patent pursuant to Sec. 14(h)(1) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1613(h)(1), of the surface estate in the following-described lands:

AA-12037

Lot 3, U.S. Survey No. 13570, Alaska.

Containing 5.07 acres, as shown on plat of survey officially filed on December 5, 2008.

AA-12048

U.S. Survey No. 13726, Alaska.

Containing 17.58 acres, as shown on plat of survey officially filed on February 27, 2009.

AA-12053

U.S. Survey No. 13648, Alaska.

Containing 27.03 acres, as shown on plat of survey officially filed on February 27, 2009.

AA-12056

Lot 1, U.S. Survey No. 13624, Alaska.

Containing 25.26 acres, as shown on plat of survey officially filed on June 19, 2008.

Aggregating 74.94 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto the above-named corporation the surface estate in the lands above described; TO HAVE AND TO HOLD the said estate with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said corporation, its successors and assigns, forever.

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. The subsurface estate therein, and all rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1613(f); and
2. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. § 1616(b) (1976), and the administrative record, including easement memoranda, the following public easements, referenced by Easement Identification Number (EIN) on the easement maps, copies of which can be found in the Bureau of Land Management's public land records, are reserved to the United States. All easements are subject to applicable Federal, State, or Municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

One-Half Acre Site – The uses allowed for a site easement are: vehicle parking (e.g., boats), temporary camping, and loading or unloading. Temporary camping, loading, or unloading shall be limited to 24 hours.

Ten (10) Foot Trail – The use allowed on a ten (10) foot wide trail easement is: Travel by foot.

AA-12037: (EIN 50a C6) A site easement one-half (1/2) acre in size located on the western shoreline of Ilak Island within Lot 3, U.S. Survey No. 13570, Alaska, in Sec. 29, T. 100 S., R. 208 W., Seward Meridian. Uses allowed are those listed above for a one-half (1/2) acre site easement and is limited to authorized government use only.

AA-12037: (EIN 50 C6) An easement ten (10) feet in width for a proposed trail easement from site easement EIN 50a C6 easterly to public lands within the Alaska Maritime National Wildlife Refuge in Sec. 29, T. 100 S., R. 208 W., Seward Meridian. Uses allowed are those listed above for a ten (10) foot wide trail easement and is limited to authorized government use only.

AA-12048: (EIN 20 D9) An easement ten (10) feet in width for a proposed trail easement from public lands in the NW¼ of Sec. 8, T. 98 S., R. 206 W., Seward Meridian, northwesterly through U.S. Survey No. 13726, Alaska, to public lands at the end of the peninsula within Secs. 7 & 8, T. 98 S., R. 206 W., Seward Meridian. The uses allowed are those listed above for a ten (10) foot wide trail easement.

AA-12053: (EIN 10 D9) An easement ten (10) feet in width for a proposed trail easement from public lands in the SE¼ of Sec. 34, T. 97 S., R. 202 W., Seward Meridian, southeasterly through U.S. Survey No. 13648, Alaska, to public lands at the end of the peninsula. The uses allowed are those listed above for a ten (10) foot wide trail easement.

AA-12056: (EIN 15 D9) An easement ten (10) feet in width for a proposed trail easement from public lands in the SW¼ of Sec. 9, T. 98 S., R. 201 W., Seward Meridian, southwesterly through Lot 1 of U.S. Survey No. 13624, Alaska, to public lands at the end of the peninsula within Secs. 8, 16, & 17, T. 98 S., R. 201 W., Seward Meridian. The uses allowed are those listed above for a ten (10) foot wide trail easement.

THE GRANT OF THE ABOVE-DESCRIBED LANDS IS SUBJECT TO:

1. Valid existing rights therein, if any, including but not limited to those created by any lease, contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1616(b)(2) (1976), any valid existing right recognized by the Alaska Native Claims Settlement Act shall continue to have whatever right of access as is now provided for under existing law;
2. A covenant, running with the land, providing that (1) The Aleut Corporation shall not authorize mining or mineral activities of any type; nor shall it authorize any use which is incompatible with or is in derogation of the values as a cemetery site/historic place (the standards for determining incompatibility or derogation are found in 36 C.F.R. 800 which contains the Advisory Council on Historic Preservation criteria of effect and adverse effect); and (2) that the United States reserves the right to seek enforcement of the covenant in an action in equity; and
3. Requirements of Sec. 22(g) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1621(g), that (a) the above-described lands which were on December 18, 1971, within the boundaries of the Aleutian Islands National Wildlife Refuge, Executive Order No. 1733, as amended, now known as the Alaska Maritime National Wildlife Refuge, Aleutian Unit, remain subject to

the laws and regulations governing use and development of such refuge, and that  
(b) the right of first refusal, if said land or any part thereof is ever sold by the  
above-named corporation, is reserved to the United States.

IN TESTIMONY WHEREOF, the undersigned authorized officer of the  
Bureau of Land Management, in accordance with the provisions of the  
Act of June 17, 1948 (62 Stat. 476), has, in the name of the United  
States, caused these letters to be made Patent, and the Seal of the  
Bureau to be hereunto affixed.

GIVEN under my hand, in Anchorage, Alaska, the SIXTEENTH day of  
NOVEMBER in the year of our Lord two thousand and NINE and of  
the Independence of the United States the two hundred and THIRTY-  
FOURTH.

By /s/ Mark W. Fullmer

Mark W. Fullmer  
Chief, Preparation and Resolution

Location Index for Recording Information:

Lot 3, USS No. 13570: Sec. 29, T. 100 S., R. 208 W., SM  
USS No. 13726: Secs. 7 and 8, T. 98 S., R. 206 W., SM  
USS No. 13648: Sec. 34, T. 97 S., R. 202 W., SM  
Lot 1, USS No. 13624: Secs. 8, 9, 16, and 17, T. 98 S., R. 201 W., SM

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